

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ACORN CAPITAL GROUP, LLC,

Plaintiff,

08 CIV. 7236 (RMB)

-against-

THOMAS J. PETTERS,

**NOTICE OF
VOLUNTARY DISMISSAL
WITHOUT PREJUDICE**

Defendant.
-----X

PLEASE TAKE NOTICE that, pursuant to Fed.R.Civ.P. 41(a)(1)(A),
plaintiff Acorn Capital Group, LLC hereby voluntarily dismisses this action without
prejudice.

Clerk to close this case. Conference on 12/22/08 vacated.
Dated: New York, New York
December 18, 2008

SMITH CAMPBELL, LLP

By /s/
David S. Smith (DS 9092)
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New York, New York 10005
(212) 344-1500
Attorneys for Plaintiff

closed

SO ORDERED

RM13

RICHARD M. BERMAN U.S.D.J.

12/18/08

